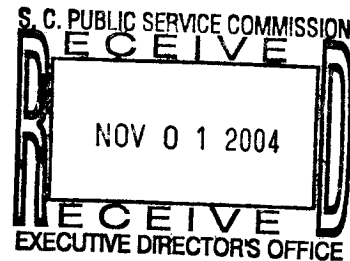




October 27, 2004



Mr. George N. Dorn, Jr.  
South Carolina Public Service Commission  
Interim Executive Director  
ATTN: Docketing Department  
P.O. Drawer 11649  
Columbia, SC 29211

RE: Addendum to Petition of Progress Energy Carolinas Inc. to Terminate Service;  
Motion to Compel; and Alternative Relief  
SCPSC Docket No. 2004-219-E

Dear Mr. Dorn:

Enclosed for filing are the original and twelve (12) copies of Progress Energy Carolinas, Inc.'s ("PEC") Addendum to Petition to Terminate Service; Motion to Compel; and Alternative Relief. Please stamp two of the enclosed copies and return them to me in the self-addressed, stamped envelope.

Jon

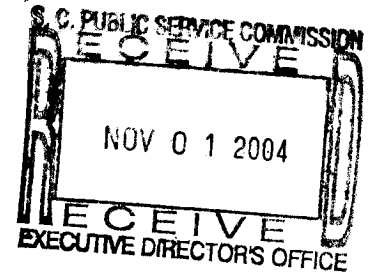
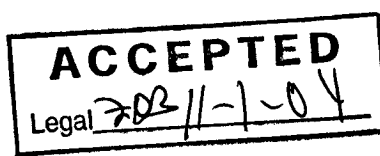
Sincerely,

A handwritten signature in black ink, appearing to read "Len S. Anthony".

Len S. Anthony  
Deputy General Counsel-Regulatory Affairs

LSA:mhm

218793



BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

October 27, 2004

In the Matter of	)	<b>ADDENDUM TO PETITION OF</b>
	)	<b>PROGRESS ENERGY</b>
Petition of Progress Energy Carolinas, Inc.	)	<b>CAROLINAS, INC.</b>
To Terminate Service	)	<b>TO TERMINATE SERVICE;</b>
	)	<b>MOTION TO COMPEL; AND</b>
	)	<b>ALTERNATIVE RELIEF</b>

1. On August 4, Progress Energy Carolinas, Inc. ("PEC") filed with the Public Service Commission of South Carolina ("the Commission") a Petition to terminate permanently the electric service to the three electric service accounts at 1253 Harllees Bridge Road, Little Rock, South Carolina, under the names of Gary Weaver, Beatrice Weaver, and Renaissance International, Inc. In its Petition, PEC recounted its lengthy history of difficulties in dealing with Mr. and Mrs. Weaver, their repeated flaunting of the Commission's Rules and PEC's tariffs and Service Regulations, Mrs. Weaver's ongoing refusal to allow PEC access to its facilities on her property, her attempts to get PEC to reconnect the presently-disconnected service to the house by attempting to portray it as a church, a wellness retreat, and so on. The Petition concluded with the statement that "The situation shows no signs of improving; indeed, it has grown steadily worse with the passage of time, and has reached the point where PEC is left with no alternative but to request permission to deny service to this customer altogether."

2. The events since August 4 underscore this assessment, and further justify PEC's request to terminate its customer-supplier relationship with this customer. During that period Mrs. Weaver has gone to extraordinary lengths to overload and bog down the regulatory process

by making insurmountable mountains out of what would be “mole hills” with virtually any other customer on PEC’s system. Following is a list of the most contentious issues that PEC and the Commission have been confronted with over the past 9 weeks:

- A. Between August 2 and October 18 Mrs. Weaver has written at least 35 letters and directives to PEC, to the Commission, to the Office of Regulatory Staff (hereinafter referred to as “the Commission”), and to PEC’s meter reading contractor, demanding various actions and concessions, and delivering a multitude of accusations, threats, and ultimatums. She has summarily rejected any and all efforts by PEC and the Commission to negotiate any solution that would require any cooperation or compromise on her part, and continues to demand that each and every interaction with her be conducted exclusively on her terms or not at all.
- B. Meter Reading: Mrs. Weaver continues to go out of her way to turn the relatively simple act of reading meters into a monthly ordeal that is extraordinarily wasteful of the time and resources of all parties involved. As is well documented, PEC has a legal right and regulatory obligation to read its meters for the purpose of rendering monthly bills<sup>1</sup>. To do so and to check and maintain its facilities, PEC has the legal right to access Mrs. Weaver’s property during normal business hours without notice, over the same ingress/egress route she uses (i.e. through the front gates)<sup>2</sup>. Mrs. Weaver simply refuses to recognize the existence of the Commission’s rules and PEC’s Commission-approved tariffs and Service Regulations with regard to this right of access. As documented in past filings,

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<sup>1</sup> See SCPSC Rule 103-320; and PEC’s Service Regulations 8(a).

<sup>2</sup> See SCPSC Rules 103-325(C), 103-325(D); and PEC’s Service Regulations 11(c).

supervisors from both PEC and PEC's meter reading contractor have met with Mrs. Weaver and/or her husband several times to attempt to find a solution, without success. Unannounced visits by meter readers are typically met with locked gates, signs warning them to keep out, or verbally abusive confrontations. Attempts to notify Mrs. Weaver of meter reading dates in advance are interpreted by her not as a courtesy notification but as a request for permission to visit the property, which she invariably denies, or dictates that the reading be rescheduled to a later date and time of her choice.

- C. Estimated Readings: PEC has frequently had to estimate bills for the accounts on this property in the past because of Mrs. Weaver's refusal to allow PEC or its meter reading contractors on her property. Mrs. Weaver's stated position at the time PEC filed the presently-pending Petition was that PEC had no justification for estimating any of her bills.<sup>3</sup> When PEC petitioned the Commission on June 30, 2004 (since withdrawn), for waiver of Commission Rule 103-339(6)—which if approved would have given PEC more latitude to estimate readings for Mrs. Weaver until the various issues could be resolved—Mrs. Weaver filed an 11-page objection. Since the filing of PEC's presently-pending Petition to Terminate Service on August 4, however, Mrs. Weaver has begun *requesting* that PEC estimate her monthly bills, and has rebuked PEC for taking actual readings in September<sup>4</sup>. The apparent about-face in her attitude toward estimated bills in the

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<sup>3</sup> For instance, in her letter to the PSC dated 9/5/04 she states that for the last three years PEC "has repeatedly violated the Commission's Rule against estimated readings, and more recently on spurious and illegal grounds."

<sup>4</sup> See Complainant's 9/30/04 letter to Len Anthony of PEC: "I requested the Office of Regulatory Staff to order you [PEC] to make monthly 'estimates' of the meters until such time as the requested meter tests have been completed. I do not want any taint associated with your access to the meters until the tests are done...in fact you have already violated that request and had access to the meters for the September reading, and now you propose access for the October reading."

last three months coincides with her position shift with respect to PEC's access to her property, an issue which remains very much on the front burner.

D. Access to Property: All of PEC's estimated bills have been necessitated by Mrs. Weaver's refusal to allow access to her property. Mrs. Weaver's position as of August was that there is no access issue, that meter readers were free to enter her property—but only if they used a route to a gate at the rear of her 9-acre estate that required crossing an impassable 300-foot wide farm field overgrown with head-high vegetation. In effect, Mrs. Weaver blockaded her property and then lambasted PEC's meter readers in print for their failure to penetrate her blockade<sup>5</sup>. However, soon after PEC discovered in August that this formerly-impassable field adjacent to the rear gate had been cleared, thus making it physically possible for PEC to enter the property by Mrs. Weaver's prescribed route, her arguments relative to access and estimates changed. As stated in Item 2.C above, she now routinely requests estimated bills, and contends that PEC should not be allowed to enter the property at all (even by her prescribed route) until after the Commission tests her meters—an event she has contrived to postpone five times in three months (see below). Her position is that her request for the meter tests “preempts” any “request” by PEC to conduct on-site meter readings<sup>6</sup>. After she learned that PEC had entered her property via her prescribed route on September 3 and conducted actual meter readings for the first time in 5 months, Mrs. Weaver

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<sup>5</sup> See Complainant's 9/5/04 letter to the SCPSC: “The simple truth is that the Petitioner's meter readers simply did not want to use the ‘rear access’ route provided for them. They were too lazy, and lied about their alleged adverse experiences to cover up their slacking on the job and choosing to estimate rather than actually read the meters.” She goes on to ask the Commission to order PEC to install automated meter reading “for the purpose of eliminating the on-going disputes raised by its lazy, incompetent and lying staff of meter readers.”

<sup>6</sup> See Complainant's 9/30/04 letter to Len Anthony of PEC, page 1, paragraph 2.

complained that by conducting actual meter readings PEC had violated her directives and had “deliberately tainted the meter tests”<sup>7</sup>. Regardless of which argument she makes, however, the clear bottom line is that Mrs. Weaver does not want PEC or its meter readers on her property, and will do or say whatever it takes to maintain the status quo as long as possible, and to make it appear that PEC (and/or the Commission) is to blame for the unacceptable situation she is trying to perpetuate.

- E. Independent Meter Tests: Recently the Commission has been able to observe first-hand a sample of the difficulties PEC experiences whenever dealing with Mrs. Weaver. On August 2 Mrs. Weaver requested that the Commission conduct a test of PEC’s meters on her property per Rule 103-371. This should have been a relatively simple exercise, but Mrs. Weaver’s interference and machinations quickly turned it into yet another convoluted and contentious exercise in futility that has consumed an inordinate amount of time and resources for all concerned—and after three months and five cancelled appointments these meter tests have yet to take place. During this period Mrs. Weaver has, via numerous phone calls and letters, tried to force the Commission to agree to conduct the meter tests under her terms or not at all. Among her ground rules was the provision that PEC be barred from being present during the tests<sup>8</sup>. After much written and verbal negotiation, the Commission was able to convince her that PEC had a right and a need to be there, and that the tests would not go forward without PEC’s presence. Mrs. Weaver next demanded that the Commission “fully identify each PSC staff

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<sup>7</sup> See Complainant’s 9/30/04 letter to Len Anthony of PEC, first full paragraph on page 2.

<sup>8</sup> See Complainant’s 9/11/04 letter to the SCPSC: “I insist on an objective independent meter testing by the PSC Staff without Progress Energy Staff present.”

member that shall be present to supervise and/or conduct the independent meter tests. Include: name, rank, title, task and experience. Please instruct the staff to correctly identify themselves to me or my representative when they come to test the meters. Proper I.D. is necessary.”<sup>9</sup> She subsequently asked the Commission to “provide me with the names, job titles, names of respective organizations, personal identification, and organization addresses, telephone numbers, etc. of the respective representatives to be present at my property to carry out the subject tasks you are arranging<sup>10</sup>,” and asked the Commission to FAX the information to her a day in advance of the test. Two days later she added “I wish to receive background data on the firm and its specific Representative, you have chosen to conduct the PSC meter tests. Specifically, I must know what work if any, that Company and/or its representative personally has done for Progress Energy or its pre-decessor [sic], CP&L, in the past.”<sup>11</sup> When the Commission sent her a list of likely attendees for the test, Mrs. Weaver rejected it for being incomplete<sup>12</sup>. She next tried to dictate not only how many PEC employees would be admitted<sup>13</sup>, but which employees by name would and would not be allowed to attend.<sup>14</sup> She has also dictated that the Commission provide her with 5 days’ written notice in

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<sup>9</sup> See Complainant’s 9/11/04 letter to the SCPSC, page 1, item 5.

<sup>10</sup> See Complainant’s 10/7/04 letter to the SCPSC, last paragraph on page 1.

<sup>11</sup> See Complainant’s 10/9/04 letter to the SCPSC, page 3, item 6.2.

<sup>12</sup> See Complainant’s 10/7/04 letter to the SCPSC, page 2, lines 2-3.

<sup>13</sup> See Complainant’s 10/9/04 letter to the SCPSC, page 3, item 2: “Your letter...states that Progress Energy intends to have not one, but three representatives at the test. This is typical of Progress Energy’s arrogance, and repeated invasion of my privacy. There must be justification under the PSC rules for each and any Progress Energy representative to be on my property”

<sup>14</sup> *Ibid.*, page 3, items 3. and 4: “I see no reason why Mr. Cagle from Raleigh should be present at my property...I specifically request to know the reason why Mr. Cagle and any other proposed representative [of PEC] wishes to be present at my property and the legal authority for such presence.”

advance of the meter tests<sup>15</sup>, and that upon arriving to conduct the meter test, the Commission and the representatives of PEC must enter through the rear gate (which again requires crossing a 300-foot field which by now is grown back up in knee-high weeds and grass), and what attendees will and will not be allowed to do during the test so as not to “taint” the results. Along the way Mrs. Weaver has also added to her ground rules the condition that the test can only take place if PEC guarantees installation of TotalMeter automated meter reading (AMR) on one of her two active metered services during the same visit (see below). Because this and so many of Mrs. Weaver’s other demands relative to the meter test remain unresolved (at least from her point of view), there is doubt at this point as to whether the meter tests will ever take place. Of course the Commission should bear in mind that whether or not the independent meter tests take place should have no bearing on the Hearing in this Docket scheduled for December 9, 2004. Meter accuracy is not, nor has it ever been, an issue in this proceeding or in any other past dealings with Mr. or Mrs. Weaver, nor was it an issue in Mrs. Weaver’s Counterclaim. Mrs. Weaver came up with the idea of the independent meter tests, and then has put up the above roadblocks to prevent the Commission from being able to comply with her request. Any attempt by Mrs. Weaver to seek a delay in the Hearing date on the grounds that the meter tests were not conducted in timely fashion should thus be summarily dismissed by the Commission.

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<sup>15</sup> At 8:00 a.m. on 10/11/04, the Complainant FAXed a memo to the SCPSC canceling the meter test scheduled for 1 p.m. that day because “You left too many loose ends open when you advised me on Friday, Oct. 8<sup>th</sup>, 2004 at 4:30 p.m. of inspection on Monday, Oct. 11<sup>th</sup>, @ 1p.m. You gave me five hours notice, instead of five days notice as requested.”



F. TotalMeter Automated Meter Reading (AMR): Mrs. Weaver's request for AMR remains at a virtual impasse, as it was when PEC filed its original Petition in August, because of Mrs. Weaver's unwillingness to comply with the TotalMeter tariff or to cooperate in any way with PEC's efforts to resolve this logjam. Specifically, Mrs. Weaver continues to refuse to sign an application for AMR that acknowledges the presently-effective account number and rate classification for the storage structure served by PEC's Meter #B91771. Twice (in July and October 2004) Mrs. Weaver has sent AMR applications to PEC that she has altered to reflect her contention that the structure in question is a residence, and that the account number that was superceded in June 2004 should be resurrected. PEC has refused to accept the altered applications, but has repeatedly attempted to resolve the rate change issue by offering to meet with her on site to examine the structure and determine whether or not it qualifies as a residence. PEC has several times provided Mrs. Weaver with the name and telephone number of a PEC employee in Florence who can visit the property and is qualified to make that assessment, and has made it clear to her that the burden is on her to schedule such an appointment—but she has never called the PEC representative. As the matter presently stands, PEC is unwilling to accept the AMR application in the altered form, and Mrs. Weaver is apparently unwilling to sign an application reflecting the correct information, nor to initiate a reconsideration of the rate change. Per the terms of its tariff, PEC is not required to undertake installation of AMR without a valid application. A second unresolved issue concerns AMR for the metered barn at the rear of the property. Mrs. Weaver has never returned any

of the AMR applications she has been sent for this structure. PEC has assumed, since Mrs. Weaver's desire for AMR appears driven by her aversion to having meter readers on her property, that she would want AMR for *both* the active metered accounts on her property—i.e. it would make no sense to either Mrs. Weaver or PEC to invest in AMR for the storage structure if PEC must still gain entrance to her property monthly to read the meter on the barn located within the same walled perimeter. Her October 9 letter to the Commission addresses this matter for the first time, suggesting that there is presently no telephone line to the barn, but that she is willing to install such a line to avoid the higher monthly cost in PEC's TotalMeter tariff if PEC must install its own communications line<sup>16</sup>. Mrs. Weaver states that she brought this matter up several months ago to PEC<sup>17</sup>, but PEC has no previous record of any such contact. PEC cannot say unequivocally whether or not her proposal to run a telephone line to the barn (which is located at least 400 feet from her house) is a practical alternative until it has had a chance to examine the structure to see what hardware is needed, assess whether there are any other problems that need to be addressed, and discuss details of her proposed telephone line extension with Mrs. Weaver (such as when she could install the line, where the line needs to terminate in the barn, what hardware she needs to provide at the termination point in order to interface with PEC's AMR equipment, and so on). Addressing these matters requires an on-site visit, and depending on what we find, may require a followup visit to complete

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<sup>16</sup> See Complainant's 10/9/04 letter to the SCPSC, page 1, item 2.2: "I am still waiting for an answer from Progress Energy to the inquiry I posed several months ago concerning specifics for the availability of the telephone connections. Specifically, I asked Progress Energy what kind of telephone connection was required at the barn, as I could run a line from the other structure to the barn and install a jack at the barn..."

<sup>17</sup> *Ibid.*

the job. Mrs. Weaver will not permit any on-site visit by PEC until the meter test is conducted, and insists on a guarantee that PEC complete the AMR installation in one visit, on the date of the independent meter test, which we cannot guarantee. In fact, given that the AMR issue has now dragged on for approximately five months with no realistic end in sight, and that if installed today the AMR system could be utilized for no more than two meter readings before the December 9, 2004 hearing that could result in permanent disconnection of electricity to Mrs. Weaver's property (in which case PEC would be unable to recoup any of its investment in the AMR), PEC believes the prudent course of action at this point in time is to suspend installation of AMR pending the Commission's ruling in this docket, and to continue for the time being reading our meters when Mrs. Weaver allows us to do so, and estimating bills when she does not allow readings to be taken.

- G. "Linkage" of AMR and Independent Meter Tests: One of Mrs. Weaver's latest tactics is to demand that her two most pressing requests, AMR and the independent meter tests, be completed in the same visit or not at all. In fact she has cancelled at least one of the five scheduled meter test dates set by the Commission because the Commission and PEC failed to give her the guarantee she demanded.<sup>18</sup> In placing such conditions on PEC's and the Commission's efforts to accommodate her, Mrs. Weaver is succeeding only in preventing herself

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<sup>18</sup> See Chad Campbell's 10/7/04 letter to the Complainant, paragraph 2: "This office has informed representatives of Progress Energy of your request, via your October 5, 2004 letter, for the installation of a Total Meter. We have been advised by Progress Energy that every effort will be made to accommodate your request." Mrs. Weaver responded by letter dated 10/7/04: "Progress' advice that 'every effort will be made to accommodate' my request is just not good enough...If Progress cannot with certainty install the Total Meter next Monday [i.e. October 11, the next agreed-upon date of the meter test, which Mrs. Weaver subsequently cancelled], then the whole thing will be deferred to the date that they can do so."

from getting what she wants: it is she, not PEC or the Commission, that requested AMR and the independent meter tests.

H. Forum Shopping: Mrs. Weaver has on several occasions been given the direct phone number for a “single point of contact” (Ms. Pam Hardy) at PEC’s Customer Service Center (CSC) who is very familiar with this case. Ms. Hardy has written to Mrs. Weaver several times about matters related to this case, and each time has invited Mrs. Weaver to call her personally if she needs to contact PEC for any reason. In PEC’s experience, most customers appreciate having the name and number of a specific employee at PEC who is familiar with their situation, and who they know they can call directly if they need assistance. Mrs. Weaver, however, prefers to simply call the CSC switchboard number and talk to whichever representative answers the phone. She has refused to allow these representatives to transfer her to Ms. Hardy. The obvious inference is that Mrs. Weaver feels she will stand a better chance of getting what she wants from someone who is unfamiliar with her or her case—and that by calling multiple representatives she may be able to negotiate a better deal, or play one representative against another. The Commission may recall from 2001-219-E that she used this technique repeatedly during the 1996-2001 period to “shop” for a representative who would agree to lower her Equal Payment Plan monthly payments below what they should have been, a major factor in her accumulation of the \$5300 debt that led to disconnection of the house service in December 2001.

I. Deliberate Misinterpretation: The following sequence of events surrounding PEC's regularly-scheduled monthly meter reading on October 5 vividly demonstrates another difficulty in communicating with Mrs. Weaver, namely her tendency to misinterpret verbal or written statements, and her attempts to then use such misinformation in correspondence with other parties in hopes of furthering her case:

1. Len Anthony of PEC wrote Mrs. Weaver on September 23 putting her on notice that PEC would be reading her meters on October 5.
2. On September 28 Mrs. Weaver called PEC's switchboard number and her call was randomly routed to a PEC representative named Angela Johnson. Ms. Johnson tried to transfer Mrs. Weaver to Ms. Hardy, but Mrs. Weaver refused to be transferred and insisted on dealing only with Ms. Johnson. Mrs. Weaver told Ms. Johnson that PEC would have to switch the October 5 scheduled meter reading date to October 11. Ms. Johnson told Mrs. Weaver that she was not authorized to make such a change or to agree to it on behalf of PEC, and would have to contact PEC's Meter Reading Department to see if they could accommodate her. Mrs. Weaver would not allow that, however. During a 45-minute conversation Mrs. Weaver tried repeatedly to get Ms. Johnson to agree to the date change without success, and also tried to wring a commitment from Ms. Johnson that PEC would install AMR during the independent meter test visit. Ms. Johnson refused to do so; in fact, she specifically told Mrs. Weaver not to misinterpret anything said during the phone conversation as a commitment on PEC's part.

3. The next day Mrs. Weaver wrote the Commission a letter stating in part “I made the following arrangements: The meter reading requested by Progress Energy for October 5, 2004 has been rescheduled for October 11<sup>th</sup>, 2004...”<sup>19</sup>
4. The following day Mrs. Weaver wrote Mr. Anthony back, saying in part that “With respect to your *request* [italics added] for an October 5<sup>th</sup> meter reading, note that it was preempted by my request on August 4, 2004 for a PSC meter inspection and test, and in September (and earlier) for Total Meter installation.” She went on to say “Please note that due to conflicting schedules, the October 5, 2004 date for meter reading has been re-scheduled. I have made arrangements for the meter reading to take place on Monday, October 11, 2004 and/or during the week of October 11<sup>th</sup>. This is to be coordinated by request of Mr. [Chad] Campbell of ORS.”<sup>20</sup>
5. On October 5, Mrs. Weaver wrote Mr. Campbell a letter stating that “the change from Oct. 5, 2004 to Oct. 11, 2004 for the meter reading was arranged and clearly agreed with Progress Energy Customer Service Div. on Sept. 28, 2004 @ 3:45 p.m. with ‘Angela,’ extension 1820 at PEC Customer Service Div. It was also agreed at that time to arrange for the Total Meter to be installed on Meter No. B9771 at the same time as the True Check/PEC meter reading.” Furthermore, she states that “The estimated reading for October is being done at the request of Progress Energy,”<sup>21</sup> which is blatantly untrue. As Mr. Anthony stated in his September 23 letter, PEC intended to conduct actual

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<sup>19</sup> See Complainant’s 9/29/04 letter to the SCPSC.

<sup>20</sup> See Complainant’s 9/30/04 letter to Len Anthony of PEC.

<sup>21</sup> See Complainant’s 10/5/04 letter to the SCPSC, page 2, items 1, 2, and 5.

readings on October 5. PEC was unable to do so because Mrs. Weaver denied access.

3. The foregoing issues and controversies introduced by Mrs. Weaver just since August 2004—none of which are anywhere near resolved—serve to reinforce PEC’s main contentions in this proceeding, namely that:

- A. Mrs. Weaver has no regard for the Commission’s Rules and for PEC’s tariffs and Service Regulations filed with and approved by the Commission.
- B. Mrs. Weaver is completely unwilling to cooperate, compromise, or negotiate with PEC or the Commission, or to accept any terms but those she dictates, or to consider any solution that gives her less than 100% of what she wants. In fact, any attempt to negotiate or interact with her only seems to make matters worse.
- C. Mrs. Weaver will say or do virtually anything, including abusing the good intentions of the Commission and the regulatory system, to achieve her goals of the moment—in this instance, to avoid or at least defer permanent termination, to slow down the regulatory process as much as possible, and to deny PEC and its meter readers access to her property for as long as possible without having power to her two outbuildings disconnected as a result.

4. By her unreasonable actions, this customer continually imposes extraordinary costs on PEC and its ratepayers, costs that vastly exceed the average cost of service on which PEC’s rates applicable to her are designed. The situation continues to get worse day by day. It

is unfair to both PEC and our ratepayers to have to continue bearing these costs and allocating manpower and resources to this one customer when those resources could more productively be spent elsewhere.

#### MOTION TO COMPEL

On September 15, 2004, PEC filed with the Commission copies of two sets of Interrogatories that were sent individually to Mrs. Weaver and Mr. Weaver. PEC's cover letter gave the Weavers 20 days (i.e. by October 5, 2004) to respond. Neither party has responded, and the deadline passed three weeks ago. PEC asks that the Commission issue an order to compel Mr. and Mrs. Weaver to respond to the Interrogatories no later than November 2, in order to give PEC an opportunity to review them before pre-filing its testimony for the upcoming hearing.

#### ALTERNATE RELIEF

In the event that the Commission, in pondering its ruling in this proceeding, decides not to grant PEC's Petition to terminate this customer permanently, PEC offers the following alternative relief:

1. PEC shall remove the meters from all three accounts on Mrs. Weaver's property, and replace them with a single meter and associated metering hardware to be located on the primary line outside her property. The metering point (i.e. the pole closest to the perimeter of the property) would constitute the point of delivery.
2. Mrs. Weaver would be subject to a 2% per month Additional Facilities charge to cover the cost of the primary metering installation.



3. The new single account to be established would be billed on PEC's Small General Service (SGS) rate schedule and would be subject to Rule 103-331 regarding deposits.
4. PEC would continue to own the primary and secondary distribution facilities (poles, transformer, wire, etc.) on the Weaver property, including the presently disconnected area lights. As such, PEC would retain the right to enter the property when necessary to check and/or maintain its facilities, and to remove idle facilities at its discretion.
5. PEC's underground service line to the house and overhead wiring to the area lights on the property would remain disconnected until such time as the outstanding debt on the house account is paid, at which time PEC would reconnect the house and area lights.
6. Mrs. Weaver would be required to pay in advance an amount equal to the estimated monthly bill for the single primary meter times twelve (12) months. The initial bill (payable when the meter changeover takes place) would be based on the previous 12 months' aggregate usage through the meters on the property. Thereafter, PEC would render one annual bill on the designated anniversary date for electricity to be used in the ensuing twelve months, based on usage on the primary meter for the previous twelve months. The past due and non-pay disconnect provisions of the Small General Service (SGS) rate schedule would be applicable to this annual pre-paid bill.
7. This pre-payment program would be applicable only to this customer or her assigns for electricity delivered to this premise, and would remain in effect so long as the property remains in the name of Mr. or Mrs. Weaver or the B.E.A. Wallenstein Living Trust, or in the name of any business entity for which Mrs. Weaver/Wallenstein is the registered agent, or so long as Mr. and/or Mrs. Weaver


reside on the premises or benefit in any way from electricity consumed on the premises.

8. Failure by Mrs. Weaver to pay the necessary costs or comply with the other provisions of this arrangement within twenty days after the Commission renders a final order in this Docket would be grounds for immediate disconnection of power to Mrs. Weaver's property.

WHEREFORE, PEC reiterates its request that the Commission grant PEC permission to terminate service to the 1253 Harllees Bridge Road estate on a permanent basis; or in lieu thereof, allow PEC to install primary metering under the terms listed above, and require Mrs. Weaver to pay one electric bill per year for estimated usage in the ensuing twelve months, based on actual usage in the preceding twelve months. PEC also requests that the Commission issue separate Motions to Compel Mr. and Mrs. Weaver to respond no later than November 2 to PEC's First Set of Interrogatories served on them separately by letters dated September 15, 2004.

Respectfully submitted this the 27<sup>th</sup> day of October, 2004.

PROGRESS ENERGY CAROLINAS, INC.

  
Len S. Anthony  
Deputy General Counsel - Regulatory Affairs  
Progress Energy Service Co., LLC  
Post Office Box 1551  
Raleigh, North Carolina 27602-1551  
Telephone: (919) 546-6367  
Facsimile: (919) 546-2694  
E-mail: [Len.Anthony@pgnmail.com](mailto:Len.Anthony@pgnmail.com)  
Counsel for Progress Energy

**STATE OF SOUTH CAROLINA  
PUBLIC SERVICE COMMISSION**

**DOCKET NO. 2004-219-E**

BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

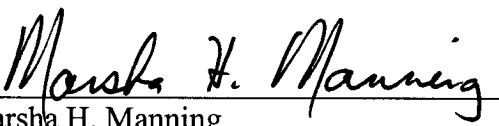
In the Matter of:	)	
	)	
Addendum to Petition of Progress	)	<b>ADDENDUM TO PETITION OF PROGRESS</b>
Energy Carolinas, Inc. To Terminate	)	<b>ENERGY CAROLINAS, INC.</b>
Service; Motion to Compel; and	)	<b>TO TERMINATE SERVICE; MOTION TO</b>
Alternative Relief	)	<b>COMPEL; AND ALTERNATIVE RELIEF</b>

I, Marsha H. Manning, hereby certify that the foregoing Addendum to Petition of Progress Energy Carolinas, Inc. to Terminate Service; Motion to Compel; and Alternative Relief has been served on all parties of record either by hand delivery or by depositing said copy in the United States mail, postage prepaid, addressed as follows this the 27th day of October, 2004:

Office of Regulatory Affairs  
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